

**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN
APPLICATION DATA SHEET (37 CFR 1.76)**

Title of Invention EXPANSILE DEVICE FOR USE IN BLOOD VESSELS AND TRACTS IN THE BODY AND METHOD

As the below named inventor(s), I/we declare that:

This declaration is directed to:

The attached application; or
 Application No. 10/718,504, filed on November 19, 2003,
 as amended on _____ (if applicable);

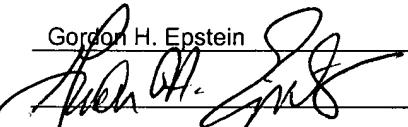
I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.

All statements made herein of my/our own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR(S)

Inventor 1 Gordon H. Epstein  Date: 4/11/04

Signature: _____ Citizen of: United States

Inventor 2 Todd E. Lempert Date: _____

Signature: _____ Citizen of: United States

Inventor 3 Brian B. Martin Date: _____

Signature: _____ Citizen of: United States

Inventor 4 David M. Taylor Date: _____

Signature: _____ Citizen of: United States

Additional inventors are being named on 1 additional form(s) attached hereto.



Attorney Docket No.: 021872-001010US

PTO/SB/01A (08-03)

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FULL NAME OF INVENTOR(S)

Inventor 1 Gordon H. Epstein Date: _____

Signature: _____ Citizen of: United States

Inventor 2 Todd E. Lempert Date: _____

Signature: Todd Lempert Citizen of: United States

Inventor 3 Brian B. Martin Date: _____

Signature: _____ Citizen of: United States

Inventor 4 David M. Taylor Date: _____

Signature: _____ Citizen of: United States

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FULL NAME OF INVENTOR(S)		
Inventor 1	Gordon H. Epstein	Date: _____
Signature:	_____	Citizen of: <u>United States</u>
Inventor 2	Todd E. Lempert	Date: _____
Signature:	_____	Citizen of: <u>United States</u>
Inventor 3	Brian B. Martin	Date: <u>3/31/04</u>
Signature:		Citizen of: <u>United States</u>
Inventor 4	David M. Taylor	Date: _____
Signature:	_____	Citizen of: <u>United States</u>
<input checked="" type="checkbox"/> Additional inventors are being named on 1 additional form(s) attached hereto.		



Attorney Docket No.: 021872-001010US

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FULL NAME OF INVENTOR(S)

Inventor 1 Gordon H. Epstein Date: _____

Signature: _____ Citizen of: United States

Inventor 2 Todd E. Lempert Date: _____

Signature: _____ Citizen of: United States

Inventor 3 Brian B. Martin Date: _____

Signature: _____ Citizen of: United States

Inventor 4 David M. Taylor Date: 04-12-04

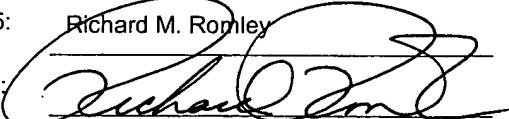
Signature: D. M. Taylor Citizen of: United States

Additional inventors are being named on 1 additional form(s) attached hereto.

**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION
USING AN APPLICATION DATA SHEET (37 CFR 1.76) –
ADDITIONAL INVENTOR(S)**
Supplemental Sheet
(Total of 1 forms are submitted.)

FULL NAME OF INVENTOR(S)

Inventor 5: Richard M. Romley Date: 4-6-04

Signature:  Citizen of: United States

Inventor 6: Zia Yassinzadeh Date:

Signature: Citizen of: United States

Inventor 7: Glenn Foy Date:

Signature: Citizen of: United States

Inventor 8: Date:

Signature: Citizen of:

60158068 v1



**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION
USING AN APPLICATION DATA SHEET (37 CFR 1.76) –
ADDITIONAL INVENTOR(S)**
Supplemental Sheet
(Total of 1 forms are submitted.)

FULL NAME OF INVENTOR(S)

Inventor 5: Richard M. Romley Date:

Signature: _____ Citizen of: United States

Inventor 6: Zia Yassinzadeh Date: 3/29/04

Signature: Z. Yassinzadeh Citizen of: United States

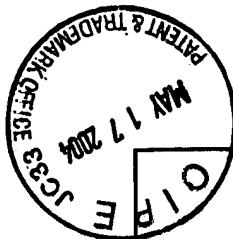
Inventor 7: Glenn Foy Date: 3/29/04

Signature: _____ Citizen of: United States

Inventor 8: _____ Date: _____

Signature: _____ Citizen of: _____

60158068 v1



**POWER OF ATTORNEY
and
CORRESPONDENCE ADDRESS
INDICATION FORM**

<p style="text-align: center;">POWER OF ATTORNEY and CORRESPONDENCE ADDRESS INDICATION FORM</p>	Application Number	10/718,504
	Filing Date	November 19, 2003
	First Named Inventor	Epstein, Gordon H.
	Title	EXPANSILE DEVICE FOR USE IN BLOOD VESSELS AND TRACTS IN THE BODY AND METHOD
	Art Unit	3762
	Examiner Name	
	Attorney Docket Number	021872-001010US

I hereby appoint:

Practitioners associated with the Customer Number

OR

Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

The address associated with the above-mentioned Customer Number:

OR

The address associated with Customer Number:

OR

<input type="checkbox"/> Firm or Individual Name				
Address				
Address				
City		State		ZIP
Country				
Telephone		Fax		

I am the:

Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record

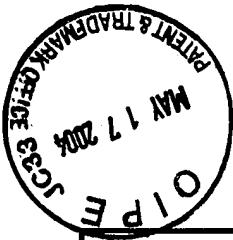
Name	ZIA VASSINCADEH		
Signature			
Date	4/28/04	Telephone	(650) 964-8900 (212)

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

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*Total of 1 forms are submitted.

Attorney Docket No. 021872-001010US

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Gordon H. Epstein et al.Application No./Patent No.: 10/718,504 Filed/Issue Date: November 19, 2003Entitled: EXPANSILE DEVICE FOR USE IN BLOOD VESSELS AND TRACTS IN THE BODY AND METHODCardiva Medical, Inc., a corporation

(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. the assignee of the entire right, title, and interest; or
2. an assignee of less than the entire right, title and interest.

The extent (by, percentage) of its ownership interest is %

in the patent application/patent identified above by virtue of either:

A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel , Frame , or for which a copy thereof is attached.

OR

B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel , Frame , or for which a copy thereof is attached.

2. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel , Frame , or for which a copy thereof is attached.

3. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel , Frame , or for which a copy thereof is attached. Additional documents in the chain of title are listed on a supplemental sheet. Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

4/28/04
(650) 964-8900 (212)
 Date
 Telephone number

21A YASSIN ZADEH
 Typed or printed name
Z. Yassine Zadeh
 Signature
V.P. of R&D
 Title

COPY

Attorney Docket No.: 021872-001010US

ASSIGNMENT OF PATENT APPLICATION

JOINT

WHEREAS, Gordon H. Epstein of 135 Kootenai Drive, Fremont, CA 94539; Todd E. Lempert of 244 Scenic Avenue, Piedmont, CA 94611; Brian B. Martin of 315 Alder Drive, Boulder Creek, CA 95006; David M. Taylor of 22341 Kirkwood, Lake Forest, CA 92630; Richard M. Romley of 1205 Benton Street, Apt. 1, Alameda, CA 94501; Zia Yassinzadeh of 11240 Mt. Hamilton Rd., San Jose, CA 95140; Glenn Foy of 7824 Foothill Knolls Drive, Pleasanton, CA 94588 hereinafter referred to as "Assignors," are the inventors of the invention described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: EXPANSILE DEVICE FOR USE IN BLOOD VESSELS
AND TRACTS IN THE BODY AND METHOD

Date(s) of execution of Declaration:

Filing Date: November 19, 2003

Application No.: 10/718,504; and

WHEREAS, Cardiva Medical, Inc., a corporation of United States, located at 2585 Leghorn Street, Mountain View, CA 94043, hereinafter referred to as "ASSIGNEE," is desirous of acquiring an interest in the invention and application and in any U.S. Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

Assignors hereby authorize and request Townsend and Townsend and Crew LLP, Two Embarcadero Center, Eighth Floor, San Francisco, CA 94111-3834, to insert herein above the application number and filing date of said application when known.

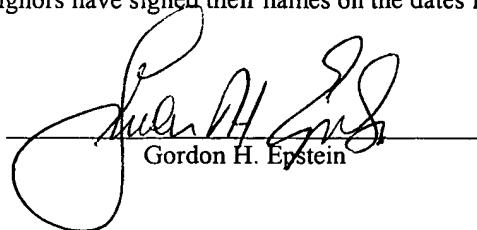
Assignment

Attorney Docket No.: 021872-001010US

Page 2

IN TESTIMONY WHEREOF, Assignors have signed their names on the dates indicated.

Dated: 4/11/04



Gordon H. Epstein

Dated: _____

Todd E. Lempert

Dated: _____

Brian B. Martin

Dated: _____

David M. Taylor

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Zia Yassinzadeh

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Glenn Foy

60158078 v1

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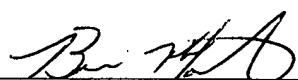
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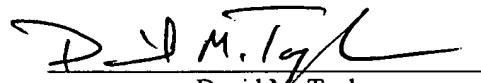
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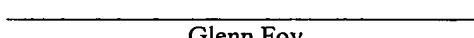
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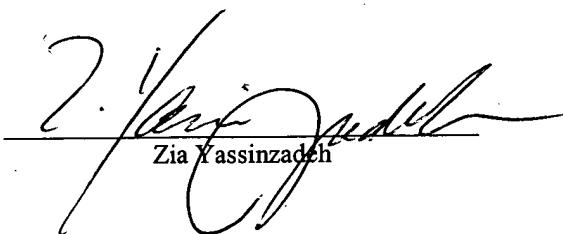
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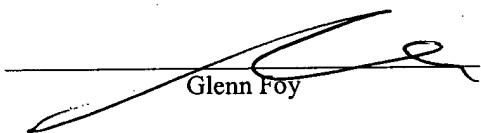
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